

The Honorable John C. Coughenour

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,  
Plaintiff,

v.

JUAN DIEGO VASQUEZ-CARDENAS,  
Defendant.

NO. CR15-0202-JCC

ORDER CONTINUING TRIAL DATE  
AND DEADLINE TO FILE PRETRIAL  
MOTIONS

This matter comes before the Court on the parties' Stipulated Motion to Continue Trial Date and Pretrial Motions Deadline (Dkt. No. 105). The parties seek to continue the trial date in this matter from the current date of November 9, 2015 to March 28, 2016, when trial is set for Defendant Juan Diego Vasquez-Cardenas's five co-defendants. (Dkt. No. 105 at 2.) On September 17, 2015, Mr. Vasquez-Cardenas filed with the Court a waiver of his rights under the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*, through the proposed trial date of March 28, 2016. (Dkt. No. 104.)

Having considered the parties' stipulated motion (Dkt. No. 105) and the relevant record, the Court finds as follows:

1. The facts and circumstances are as set forth in the motion;

2. Failure to grant a continuance in this case will deny counsel the reasonable time necessary for effective preparation of trial and other pretrial proceedings, taking into account the exercise of due diligence;

3. Failure to grant a continuance would likely result in a miscarriage of justice;

4. The ends of justice served by granting this continuance outweigh the best interest of the public and the defendants in a speedy trial;

5. All these findings are made within the meaning of 18 U.S.C. § 3161(h)(7)(A) and (B)(i),(ii) and (iv); and

6. The period of time from the filing date of the Stipulated Motion to Continue Trial Date and Pretrial Motions Deadline (Dkt. No. 105) until the new trial date, set forth below, shall be excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A).

IT IS THEREFORE ORDERED that:

7. The trial in this matter is continued to March 28, 2016, and joined with that of co-defendants in the above-captioned matter.

8. Pre-trial motions are due no later than January 22, 2016.

DONE this 22 day of September 2015.

A handwritten signature in black ink, appearing to read "John C. Coughenour". The signature is fluid and cursive, with the first name "John" and last name "Coughenour" clearly distinguishable.

HON. JOHN C. COUGHENOUR  
United States District Court